

CODIFICATION

Section was not enacted as part of the Ports and Waterways Safety Act which comprises this chapter.

Section was formerly classified to section 457 of former Title 46, Shipping.

AMENDMENTS

1990—Subsecs. (b) to (d). Pub. L. 101-380 substituted “\$5,000” for “\$500” in subsecs. (b) and (c) and “\$2,500” for “\$250” in subsec. (d).

EFFECTIVE DATE OF 1990 AMENDMENT

Amendment by Pub. L. 101-380 applicable to incidents occurring after Aug. 18, 1990, see section 1020 of Pub. L. 101-380, set out as an Effective Date note under section 2701 of this title.

TRANSFER OF FUNCTIONS

For transfer of authorities, functions, personnel, and assets of the Coast Guard, including the authorities and functions of the Secretary of Transportation relating thereto, to the Department of Homeland Security, and for treatment of related references, see sections 468(b), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

Coast Guard transferred to Department of Transportation, and all functions, powers, and duties relating to Coast Guard of Secretary of the Treasury and of other officers and offices of Department of the Treasury transferred to Secretary of Transportation by Pub. L. 89-670, §6(b)(1), Oct. 15, 1966, 80 Stat. 938. Section 6(b)(2) of Pub. L. 89-670, however, provided that notwithstanding such transfer of functions, Coast Guard shall operate as part of Navy in time of war or when President directs as provided in section 3 of Title 14, Coast Guard. See section 108 of Title 49, Transportation.

For transfer of functions of other officers, employees, and agencies of Department of the Treasury, with certain exceptions, to Secretary of the Treasury with power to delegate, see Reorg. Plan No. 26 of 1950, §§1, 2, eff. July 31, 1950, 15 F.R. 4935, 64 Stat. 1280, 1281, set out in the Appendix to Title 5, Government Organization and Employees. Functions of Coast Guard, and Commandant of Coast Guard, were excepted from transfer when Coast Guard is operating as part of Navy under sections 1 and 3 of Title 14.

“Commandant of the Coast Guard” substituted for “Secretary of Commerce” on authority of Reorg. Plan No. 3 of 1946, §§101-104, set out in the Appendix to Title 5.

Upon incorporation into the Code, the words “Secretary of Commerce” were substituted for “Secretary of Commerce and Labor” to conform to act Mar. 4, 1913, which provided that the Secretary of Commerce and Labor should be called the Secretary of Commerce.

CHAPTER 26—WATER POLLUTION PREVENTION AND CONTROL

SUBCHAPTER I—RESEARCH AND RELATED PROGRAMS

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- (a) Restoration and maintenance of chemical, physical and biological integrity of Nation's waters; national goals for achievement of objective.
 - (b) Congressional recognition, preservation, and protection of primary responsibilities and rights of States.
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- (e) Public participation in development, revision, and enforcement of any regulation, etc.
 - (f) Procedures utilized for implementing chapter.
 - (g) Authority of States over water.
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- (a) Preparation and development.
 - (b) Planning for reservoirs; storage for regulation of streamflow.
 - (c) Basins; grants to State agencies.
- 1252a. Reservoir projects, water storage; modification; storage for other than for water quality; opinion of Federal agency, committee resolutions of approval; provisions inapplicable to projects with certain prescribed water quality benefits in relation to total project benefits.
1253. Interstate cooperation and uniform laws.
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 - (b) Authorized activities of Administrator.
 - (c) Research and studies on harmful effects of pollutants; cooperation with Secretary of Health and Human Services.
 - (d) Sewage treatment; identification and measurement of effects of pollutants; augmented streamflow.
 - (e) Field laboratory and research facilities.
 - (f) Great Lakes water quality research.
 - (g) Treatment works pilot training programs; employment needs forecasting; training projects and grants; research fellowships; technical training; report to the President and transmittal to Congress.
 - (h) Lake pollution.
 - (i) Oil pollution control studies.
 - (j) Solid waste disposal equipment for vessels.
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 - (l) Collection and dissemination of scientific knowledge on effects and control of pesticides in water.
 - (m) Waste oil disposal study.
 - (n) Comprehensive studies of effects of pollution on estuaries and estuarine zones.
 - (o) Methods of reducing total flow of sewage and unnecessary water consumption; reports.
 - (p) Agricultural pollution.
 - (q) Sewage in rural areas; national clearinghouse for alternative treatment information; clearinghouse on small flows.
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- 1254a. Research on effects of pollutants.
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- SUBCHAPTER V—GENERAL PROVISIONS

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| <p>Sec.</p> <p>(f) Detail of Environmental Protection Agency personnel to State water pollution control agencies.</p> <p>1362. Definitions.</p> <p>1363. Water Pollution Control Advisory Board.</p> <p>(a) Establishment; composition; terms of office.</p> <p>(b) Functions.</p> <p>(c) Clerical and technical assistance.</p> <p>1364. Emergency powers.</p> <p>(a) Emergency powers.</p> <p>(b) Repealed.</p> <p>1365. Citizen suits.</p> <p>(a) Authorization; jurisdiction.</p> <p>(b) Notice.</p> <p>(c) Venue; intervention by Administrator; United States interests protected.</p> <p>(d) Litigation costs.</p> <p>(e) Statutory or common law rights not restricted.</p> <p>(f) Effluent standard or limitation.</p> <p>(g) "Citizen" defined.</p> <p>(h) Civil action by State Governors.</p> <p>1366. Appearance.</p> <p>1367. Employee protection.</p> <p>(a) Discrimination against persons filing, instituting, or testifying in proceedings under this chapter prohibited.</p> <p>(b) Application for review; investigation; hearing; review.</p> <p>(c) Costs and expenses.</p> <p>(d) Deliberate violations by employee acting without direction from his employer or his agent.</p> <p>(e) Investigations of employment reductions.</p> <p>1368. Federal procurement.</p> <p>(a) Contracts with violators prohibited.</p> <p>(b) Notification of agencies.</p> <p>(c) Omitted.</p> <p>(d) Exemptions.</p> <p>(e) Annual report to Congress.</p> <p>(f) Contractor certification or contract clause in acquisition of commercial items.</p> <p>1369. Administrative procedure and judicial review.</p> <p>(a) Subpenas.</p> <p>(b) Review of Administrator's actions; selection of court; fees.</p> <p>(c) Additional evidence.</p> <p>1370. State authority.</p> <p>1371. Authority under other laws and regulations.</p> <p>(a) Impairment of authority or functions of officials and agencies; treaty provisions.</p> <p>(b) Discharges of pollutants into navigable waters.</p> <p>(c) Action of the Administrator deemed major Federal action; construction of the National Environmental Policy Act of 1969.</p> <p>(d) Consideration of international water pollution control agreements.</p> <p>1372. Labor standards.</p> <p>1373. Public health agency coordination.</p> <p>1374. Effluent Standards and Water Quality Information Advisory Committee.</p> <p>(a) Establishment; membership; term.</p> <p>(b) Action on proposed regulations.</p> <p>(c) Secretary; legal counsel; compensation.</p> <p>(d) Quorum; special panel.</p> <p>(e) Rules.</p> <p>1375. Reports to Congress; detailed estimates and comprehensive study on costs; State estimates.</p> <p>(a) Implementation of chapter objectives; status and progress of programs.</p> | <p>Sec.</p> <p>(b) Detailed estimates and comprehensive study on costs; State estimates, survey form.</p> <p>(c) Status of combined sewer overflows in municipal treatment works operations.</p> <p>(d) Legislative recommendations on program requiring coordination between water supply and wastewater control plans as condition for construction grants; public hearing.</p> <p>(e) State revolving fund report.</p> <p>1375a. Report on coastal recreation waters.</p> <p>(a) In general.</p> <p>(b) Coordination.</p> <p>1376. Authorization of appropriations.</p> <p>1377. Indian tribes.</p> <p>(a) Policy.</p> <p>(b) Assessment of sewage treatment needs; report.</p> <p>(c) Reservation of funds.</p> <p>(d) Cooperative agreements.</p> <p>(e) Treatment as States.</p> <p>(f) Grants for nonpoint source programs.</p> <p>(g) Alaska Native organizations.</p> <p>(h) Definitions.</p> <p style="text-align: center;">SUBCHAPTER VI—STATE WATER POLLUTION CONTROL REVOLVING FUNDS</p> <p>1381. Grants to States for establishment of revolving funds.</p> <p>(a) General authority.</p> <p>(b) Schedule of grant payments.</p> <p>1382. Capitalization grant agreements.</p> <p>(a) General rule.</p> <p>(b) Specific requirements.</p> <p>1383. Water pollution control revolving loan funds.</p> <p>(a) Requirements for obligation of grant funds.</p> <p>(b) Administration.</p> <p>(c) Projects eligible for assistance.</p> <p>(d) Types of assistance.</p> <p>(e) Limitation to prevent double benefits.</p> <p>(f) Consistency with planning requirements.</p> <p>(g) Priority list requirement.</p> <p>(h) Eligibility of non-Federal share of construction grant projects.</p> <p>1384. Allotment of funds.</p> <p>(a) Formula.</p> <p>(b) Reservation of funds for planning.</p> <p>(c) Allotment period.</p> <p>1385. Corrective action.</p> <p>(a) Notification of noncompliance.</p> <p>(b) Withholding of payments.</p> <p>(c) Reallotment of withheld payments.</p> <p>1386. Audits, reports, and fiscal controls; intended use plan.</p> <p>(a) Fiscal control and auditing procedures.</p> <p>(b) Annual Federal audits.</p> <p>(c) Intended use plan.</p> <p>(d) Annual report.</p> <p>(e) Annual Federal oversight review.</p> <p>(f) Applicability of subchapter II provisions.</p> <p>1387. Authorization of appropriations.</p> <p style="text-align: center;">CODIFICATION</p> <p>The Federal Water Pollution Control Act, comprising this chapter, was originally enacted by act June 30, 1948, ch. 758, 62 Stat. 1155, and amended by acts July 17, 1952, ch. 927, 66 Stat. 755; July 9, 1956, ch. 518, §§1, 2, 70 Stat. 498-507; June 25, 1959, Pub. L. 86-70, 73 Stat. 141; July 12, 1960, Pub. L. 86-624, 74 Stat. 411; July 20, 1961, Pub. L. 87-88, 75 Stat. 204; Oct. 2, 1965, Pub. L. 89-234, 79 Stat. 903; Nov. 3, 1966, Pub. L. 89-753, 80 Stat. 1246; Apr. 3, 1970, Pub. L. 91-224, 84 Stat. 91; Dec. 31, 1970, Pub. L.</p> |
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